

## INSPECTION CONCLUSION DATA SHEET

Compliance Activity Type: Compliance Inspection

Compliance Monitoring Type: RCRA Hazardous & UST Compliance Evaluation Inspection (CEI)

Region: 10

Federal Statute: RCRA

Section: RCRA 9005

Compliance Monitoring Action Reason: Core Program

Compliance Monitoring Agency Type: EPA

Date of Inspection: 10/12/09

Inspector's Name: **Phil Nenninger** Phone No: (206) 553-4012

Compliance Monitoring Activity Name: **Smitty's Conoco**

EPA UST Facility ID No. : **4260087**

Facility Street Address: **102 E. Toppenish Ave.**

City: **Toppenish**

State: **WA**

Zip: **98948**

Name of onsite representative at facility during inspection: **Sue Smith**

Date of Inspection: Begin: **10/12/09** End: **10/12/09**

Indian Land: **Yes**

Tribally Owned: **No**

NAICS code: **447110: Convenience stores with gasoline stations**

Number of days spent physically conducting the activity: **1**

Number of hours spent physically conducting the activity: **1.5**

### Deficiencies:

Did you observe deficiencies (i.e. potential violations) during the inspection? **Yes**

If yes, what deficiencies were observed? (Check one or more of the following deficiencies:)

- ☐ Potential failure to complete or submit a notification, report, certification, or manifest
- ☐ Potential failure to maintain a record or failure to disclose a document
- ☐ Potential failure to maintain/inspect/repair meters, sensors, recording equipment
- ☐ Potential failure to report regulated events such as spills, accidents, etc.
- ☐ Potential failure to identify and manage a regulated waste or pollutant in any media
- ☐ Potential violation of a compliance schedule in an enforcement order
- ☐ Potential failure to obtain a permit, product approval, or certification
- ☐ Potential incorrect use of material (pesticide, waste, product) or use of unapproved material
- ☐ Potential excess emission in violation of regulations
- ☐ Potential failure to follow a permit condition(s)
- ☒ Potential failure to follow or develop a required management practice or procedure

Deficient management practice or procedure is defined as:

**280.70(a) Failure to continue operation and maintenance of cathodic protection system in a temporarily closed tank system.**

**280.31(b)(1) Failure to ensure that cathodic protection system is tested within 6 months of installation. (Not RP)**

Did you communicate these deficiencies to the facility during the inspection? **Yes**

Did you observe the facility take any actions during the inspection to address the deficiencies communicated to the facility? **No**

If yes, which actions were taken? (Check one or more of the following actions:)

- ☐ Completed a notification or report
- ☐ Corrected record keeping deficiencies
- ☐ Corrected monitoring deficiencies
- ☐ Verified compliance with previously issued enforcement action - part or all conditions
- ☐ Implemented new or improved management practices or procedures

Implementation of new or improved management practice(s) or procedure(s) is defined as:

**Compliance Assistance:**

Did you provide general compliance assistance in accordance with the policy on the Role of the EPA Inspector in Providing Compliance Assistance During Inspections? **Yes**

Did you provide site-specific compliance assistance in accordance with the policy on the Role of the EPA Inspector in Providing Compliance Assistance During Inspections? **Yes**

**Comments:**

ICDS Sign Off	Name of Person	Date
ICDS Completed By:	pnenninger	10/14/09
ICDS Reviewed By:		
ICDS ICIS Entry Completed By:		